

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Clarke

Group Art Unit 1761

Serial No.: 09/858,190

Filing Date: May 15, 2001

Title: Packaging of Bananas

SECOND DISCLOSURE UNDER 37 CFR 1.56

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

In fulfilling the duty of candor and good faith, the documents listed on the attached PTO-1449 (two copies) are disclosed to the Office in accordance with 37 CFR § 1.56. It should be noted the word "prior" has been deleted from the attached PTO-1449. It is not admitted that the information in the listed documents is material to patentability as defined in 37 CFR § 1.56(b) or that the documents are analogous art. The Examiner is asked to consider these documents, and to confirm such consideration by returning an initialed and signed copy of the PTO-1449.

A copy of each of the listed documents is attached. Insofar as the attached document(s) has/have markings thereon, no significance is intended by such markings.

Applicant believes that because this Disclosure Statement is being submitted before the first Office Action on the merits, no fee is due. If this is incorrect, please charge any necessary fee for consideration of this Disclosure Statement to Deposit Account No. 19-2090 (Sheldon & Mak).

It is believed that this Disclosure complies with the requirements of 37 CFR 1.56 and the MPEP. If the some reason the Examiner thinks otherwise, he is asked to call the undersigned so that any deficiencies can be remedied.

Respectfully submitted,



T.H.P. Richardson

Reg. No. 28,805

Tel. No. 650-854-6304

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with United States Postal Service with sufficient postage as first-class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231

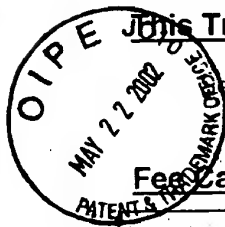
On May 13, 2002 Typed name of person signing this certificate: Norman Anderson

Signature

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TRANSMITTAL SHEET AND FEE CALCULATION

Attorney Docket No.:	13282-1	First Named Inventor (a):	Clarke
Application No.:	09/858,190	Filing Date:	May 15, 2001
Examiner:	not yet known	Group Art Unit:	1761



This Transmittal Sheet is accompanied by

Second Disclosure under 37 CFR 1.56, including PTO-1449 (5 sheets, two copies) and copies of references as stated therein) and an Acknowledgement Postcard

Match & Return

Fee Calculations It is believed that no fee is due.

	Applicable Fee	Fee Paid
(1) Filing fee	690/345	(\$)

(2) Extra claim fees

	No. in Specification or after Amendment	No. Included in Filing Fee or Previously Paid For	No. Extra (b)	Applicable Fee	Fee Paid
Total Claims		- 20 =		x 18/9 (ea)	
Independent Claims		- 3 =	3	x 78/39 (ea)	
Multiple dependent claim(s) presented for first time (c)			No	260/130	
Subtotal (2) Extra claim fees					(\$)

(3) Additional or other fees

	Fee Paid
Extension for Reply (1, 2, 3, 4 months: \$110/55, 380/190, 870/435, 1,360/680) month	
Surcharge for providing Declaration late (37 CFR 1.492 (e)) -- Small Entity	\$
Petition to Commissioner (\$130)	
Information Disclosure Statement (\$240)	
Subtotal (3) Additional or other fees	

Total Fees

Total Fees Submitted (Sum of Subtotals (1), (2), and (3))	\$
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Authorization to Charge Deposit Account for Fees

The Assistant Commissioner for Patents is hereby authorized to charge any fees required under 37 CFR §§ 1.16 and 1.17, and credit any overpayments to, the following deposit account.

Deposit Account No: 19-2090

Deposit Account Name: Sheldon & Mak

CERTIFICATE OF MAILING (37 CFR 1.8)

I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231, on the date indicated below:

Date of deposit: 05-17-2002

Name (printed): Normen Anderson

Signature: [Signature]

Respectfully Submitted,

[Signature]
 Name T. H. P. Richardson
 Tel. No. 650-854-6304
 Fax No. 626-795-6321
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 ATTACHMENT #5
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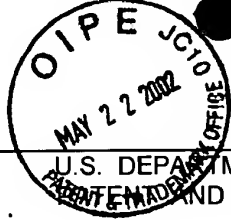
FORM PTO-1449 (Rev 8/83) INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	Atty. Docket No.: 13282-1	Appl'n No.: 09/858,190
	Applicant: Clarke		
	Filing Date: May 15, 2001	Group: 1761	

US PATENT DOCUMENTS

* Exr. initial	Document number	Date	Name	Class	Sub- Class	Filing date (if appropriate)
	2,611,709	09/52	Plagge et al	99	171	
	3,102,777	09/63	Bedrosian et al	21	58	
	3,360,380	09/63	Bedrosian	99	154	
	3,423,212	01/69	Purcell et al	99	171	
	3,450,543	06/69	Badran et al	99	171	
	3,450,544	06/69	Badran et al	99	171	
	3,459,116	08/69	McDonnell	99	239	
	3,507,667	04/70	Magnen	99	171	
	3,574,642	04/71	Weinke	99	171	
	3,620,765	11/71	McDonnell et al.	99	103	
	3,625,876	12/71	Fitko	260	23.7	
	3,630,759	12/71	Rumberger	99	171	
	3,683,788	08/72	McDonnell et al.	99	239	
	3,706,410	12/72	Baker	229	16R	
	3,795,749	03/74	Cummin et al.	426	316	
	3,798,333	3/74	Cummin	426	106	
	3,804,961	04/74	Cummin et al.	426	415	
	3,844,865	10/74	Elton et al	156	229	
	3,903,234	09/75	Ikeda et al.	264	210R	
	3,932,692	01/76	Hirata et al.	428	474	
	3,951,610	04/76	Freebairn et al.	23	281	
	3,975,455	08/76	Falender et al.	260	827	
	4,049,837	09/77	Freebairn	426	308	
	4,055,672	10/77	Hirsch et al.	426	127	
	4,153,659	05/79	Recktenwald	264	83	
	4,176,148	11/79	Magder et al.	264	41	
	4,209,538	06/80	Woodruff	426	314	
	4,219,965	09/80	Freebairn et al.	47	2	
	4,224,347	09/80	Woodruff	426	106	
	4,256,770	03/81	Rainey	426	124	
	4,322,465	09/80	Webster	428	194	
	4,347,844	09/82	Ohki et al.	128	287	
	4,350,655	09/82	Hoge	264	145	

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PATENT AND TRADEMARK OFFICEAtty. Docket No.:
13282-1Appl'n No.:
09/858,190

Applicant: Clarke

Filing Date:
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1761**INFORMATION DISCLOSURE STATEMENT**

(Use several sheets if necessary)

US PATENT DOCUMENTS

* Exr. initial	Document number	Date	Name	Class	Sub- Class	Filing date (if appropriate)
	4,386,129	05/83	Jacoby	428	215	
	4,394,930	07/83	Korpman	220	444	
	4,400,291	08/83	Freebairn et al.	252	188.3R	
	4,423,080	12/83	Bedrosian et al.	426	124	
	4,461,420	07/84	Horvath	229	43	
	4,472,328	09/84	Sugimoto et al.	264	41	
	4,485,133	11/84	Ohtsuka et al.	428	35	
	4,487,791	12/84	Komatsu et al	428	35	
	4,513,015	04/85	Clough	426	396	
	4,515,266	05/85	Myers	206	205	
	4,528,235	07/85	Sacks et al.	428	220	
	4,536,409	08/85	Farrell et al.	426	398	
	4,576,014	05/86	Miller; et al	62	268	
	4,613,544	09/86	Burleigh	428	315.5	
	4,657,610	04/87	Komatsu et al.	156	87	
	4,698,372	10/87	Moss	521	145	
	4,704,238	11/87	Okuyama et al.	264	41	
	4,705,812	10/87	Keiko Ito et al.	521	92	
	4,705,813	11/87	Keiko Ito et al.	521	92	
	4,759,444	07/88	Barmore	206	521.1	
	4,759,935	07/88	Toshitsugu	426	110	
	4,769,262	09/88	Ferrar et al	428	35	
	4,821,489	04/89	MacLeod et al.	53	419	
	4,833,172	05/89	Schwarz et al.	521	62	
	4,840,823	06/89	Chigami et al.	428	35.5	
	4,847,145	07/89	Matsui	428	323	
	4,856,650	08/89	Inoue	206	204	
	4,861,644	08/89	Young et al.	428	195	
	4,863,788	09/89	Bellairs et al.	428	246	
	4,876,146	10/89	Isaka et al.	428	347	
	4,877,679	10/89	Leatherman et al.	428	224	
	4,879,078	11/89	Antoon	264	41	
	4,883,674	11/89	Fan	426	118	

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	Applicant: Clarke		
	Filing Date: May 15, 2001	Group: 1761	

US PATENT DOCUMENTS

* Exr. initial	Document number	Date	Name	Class	Sub- class	Filing date (if appropriate)
	4,885,086	12/89	Morikazu Miura	210	321.8	
	4,886,372	12/89	Greengrass et al.	383	100	
	4,892,779	01/90	Leatherman et al.	428	220	
	4,923,650	05/90	Antoon et al.	264	41	
	4,923,703	05/90	Antoon	426	118	
	4,937,115	06/90	Leatherman	428	36.4	
	4,939,030	07/90	Tsuji et al.	428	315	
	4,943,440	07/90	Armstrong	426	118	
	4,956,209	09/90	Isaka; et al.	428	35.2	
	4,960,639	10/90	Oda et al.	428	34.5	
	4,962,777	10/90	Bell	134	63	
	4,973,625	02/91	Deyrup	525	74	
	4,996,071	02/91	Bell	426	415	
	5,006,342	04/91	Cleary et al.	424	445	
	5,008,296	04/91	Antoon et al.	521	91	
	5,011,698	04/91	Antoon et al.	426	395	
	5,026,591	06/91	Henn et al.	428	198	
	5,032,450	07/91	Rechlicz et al.	428	196	
	5,035,933	07/91	Ilenda et al.	428	36.6	
	5,039,565	02/94	Deyrup	428	35.7	
	5,066,683	11/91	Dillon et al	521	54	
	5,110,677	05/92	Barmore at al	428	349	
	5,126,197	06/92	Schinkel et al.	428	349	
	5,153,039	10/92	Porter et al.	428	36.92	
	5,164,258	11/92	Shida et al.	428	319.3	
	5,165,947	11/92	Colucci et al.	426	124	
	5,176,953	01/93	Jacoby et al.	428	315.5	
	5,196,262	05/93	Schwarz et al.	428	315.5	
	5,221,571	06/93	Cammiss et al.	428	220	
	5,254,074	10/93	Landers et al.	493	213	
	5,254,401	10/93	Kelch et al.	428	317.1	
	5,256,473	10/93	Kotani et al.	428	218	

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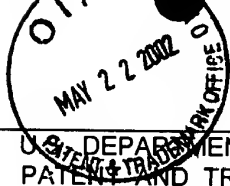
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US PATENT DOCUMENTS

* Exr. initial	Document number	Date	Name	Class	Sub- class	Filing date (if appropriate)
	5,260,360	11/93	Mrozinski et al.	524	95	
	5,271,976	12/93	Kazuo Kondo et al.	428	35.2	
	5,275,854	01/94	Maier et al.	428	36.5	
	5,279,843	01/94	Zomorodi	426	324	
	5,300,570	04/94	Ilenda et al.	525	80	
	5,316,778	05/94	Hougham	426	324	
	5,317,035	05/94	Jacoby et al.	521	143	
	5,322,726	06/94	Dew	428	216	
	5,332,617	07/94	Mills et al.	428	215	
	5,339,602	08/94	Landers at al	53	410	
	5,348,752	09/94	Gorlich	426	129	
	5,352,513	10/94	Mrozinski at al	428	315.5	
	5,362,531	11/94	Samuel et al.	428	36.6	
	5,411,351	05/95	Lasch et al.	404	14	
	5,427,807	06/95	Chum et al.	426	393	
	5,429,833	07/95	Wyslotsky	426	122	
	5,443,851	08/95	Christie at al	426	88	
	5,458,899	10/95	Floyd et al.	426	404	
	5,460,841	10/24	Herdeman	426	263	
	5,516,539	05/96	Walsh at al	426	231	
	5,532,053	07/96	Mueller	428	287	
	5,560,947	10/96	Bell	426	106	
	5,565,230	10/96	Bailey	426	411	
	5,575,418	11/96	Wu; et al.	229	3.5R	
	5,658,607	08/97	Herdman	426	263	
	5,688,509	11/97	Radwan et al.	424	195.1	
	5,730,311	03/98	Curtis	220	371	
	5,747,082	05/98	Floyd et al.	426	109	
	5,759,650	06/98	Raines et al.	428	35.7	
	5,820,955	10/98	Brander	428	35.7	
	5,832,699	10/98	Zobel	53	461	
	5,840,235	10/98	Yagi et al.	264	288.8	
	5,849,127	12/98	Kuo	156	244.11	
	5,865,335	02/99	Farrell et al.	220	270	

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		Applicant: Clarke	
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US PATENT DOCUMENTS

* Exr. initial	Document number	Date	Name	Class	Sub-Class	Filing date (if appropriate)
	5,866,172	02/99	Parks	425	72.1	
	5,866,184	02/99	Gorlich et al.	426	396	
	5,866,649	02/99	Hong et al.	524	538	
	5,908,649	06/99	Floyd et al.	426	109	
	5,916,614	06/99	Gorlich	426	129	
	5,932,497	08/99	Morman et al.	442	286	
	5,935,681	08/99	Paulett	428	137	
	5,954,067	09/99	Brown et al.	134	25.3	
	5,958,319	0999	Brant	264	177.19	
	6,050,412	04/2000	Clough et al.	206	423	
	6,060,136	05/2000	Patrick et al.	428	35.2	
	6,063,505	05/2000	Kuratsuji et al.	428	516	
	6,085,930	07/2000	Curtis	220	371	
	6,152,295	11/2000	Brander et al.	206	204	
	6,189,299	02/2001	Brown et al.	53	512	
	6,210,724	04/2001	Clarke et al.	426	118	
	6,248,380	06/2001	Kocher et al.	426	127	

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FOREIGN PATENT DOCUMENTS

* Exr. initial	Document number	Date	Country	Class	Sub-class	Translation enclosed (?)
	0311423	12/89	Europe	C 08	J 5/18	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)

Exr. initial	Details of Document	Translation enclosed (?)

Examiner's signature	Date considered
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